

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Shojiro KAWAKAMI et al.)
Serial No. 09/402,112) Group:
Filed: September 29, 1999)
Title: THREE-DIMENSIONAL PERIODIC) Examiner:
STRUCTURE, ITS FABRICATION)
METHOD, AND METHOD OF)
FABRICATION FILM)

RESPONSE TO MISSING REQUIREMENTS LETTER

Hon. Commissioner of Patents and Trademarks
ATTENTION: BOX MISSING PARTS
Washington, DC 20231

Sir:

Responsive to the Notice to File Missing Parts dated
December 16, 1999, Applicant submits the following:

REMARKS

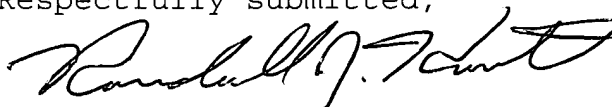
Enclosed herewith please find the Executed Declaration,
along with a check in the amount of Sixty-five Dollars (\$65), for
the late Declaration fee.

Also enclosed please find an executed Verified Statement
Claiming Small Entity Status for Independent Inventor and an
executed Verified Statement Claiming Small Entity Status for

Small Business Concern, which entitles Applicant to a fifty percent (50%) reduction in government filing fees.

If the Examiner has any questions, the Examiner is invited to telephone the undersigned at (219) 485-6001.

Respectfully submitted,



Randall J. Knuth
Registration No. 34,644

RJK/jrc

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Enc.: Executed Declaration
Check No. 3236 (\$65)
Executed Verified
Statement Claiming Small
Entity Status for Independent
Inventor
Executed Verified
Statement Claiming Small
Entity Status for Small
Business Concern
Copy of FORM PCT/DO/EO/905
Copy of FORM PCT/DO/EO/917
Return Postcard

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, on February 14, 2000.

Randall J. Knuth, Reg. No. 34,644

Name of Registered Representative



Signature

February 14, 2000

Date

09/402112



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO. 112 KAWAKAMI FIRST NAMED APPLICANT \$ ATTY. DOCKET NO. 63

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5611

INTERNATIONAL APPLICATION NO.
PCT/JP98/01278

I.A. FILING DATE PRIORITY DATE

03/24/98

03/29/97

12/16/99

DATE MAILED:

REC'D DEC 20 1999

COPY

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.
☐ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☒ Substitute specification filed 29 Sep. 1999.

☐ Statement Claiming Small Entity Status.

☒ Priority Document. (2)

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

- ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

- ☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed: ☒ PCT/DO/EO/917 ☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Christine Washington
National Stage Processing
Telephone: (703) 505-3762

